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TRADEMARK PRACTICE

*NOT ADMITTED IN MA

February 17, 2006

Mail Stop 16
Director of the USPTO
P.O. Box 1450
Alexandria, Virginia 22313-1450

Re: Request for Refund to Attorney Deposit Account No. 08-0380,
with regard to U.S. Patent Application No.: 10/611,310
Title: "Methods of Testing for Allergic Diseases and Therapeutic
Agents for Treating Same" (as amended)
Inventors: Ryoichi Hashida, Shinji Kagaya, Yuji Sugita and Hirohisa
Saito
Confirmation No.: 3981 Group Art Unit: 1647
Our Docket No.: 3462.1004-000

Dear Sir:

The February 2006 statement for Attorney's Deposit Account 08-0380 indicates that on February 6, 2006, the U.S. Patent and Trademark Office (USPTO) charged \$180 for filing an Information Disclosure Statement (IDS) for the above-referenced patent application. Applicants' Attorney believes that this charge has been made in error.

In an Office Action dated August 4, 2005, the Examiner requested Applicants' Attorney to submit a clean/copy of the PTO-1449 form so that it could be signed. Copies of the first page and page 2 of this Action, with the Examiner's request circled in red, are enclosed.

On February 3, 2006, Applicants' Attorney mailed an Amendment to the USPTO, under a Certificate of Mailing, and submitted a clean copy of form PTO-1449 that had been previously submitted on June 17, 2004, so that the Examiner could sign it and thereby indicate that references AM, AO and AQ had been fully considered. Copies of the first page, page 14 of the Amendment, and the first page of the PTO-1449 form are enclosed. The portion of the Amendment relating to the submission of the clean copy of form PTO-1440 has been circled. The date of "June 14, 2004" on page 1 of form PTO-1449 has also been circled.

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/611,310	07/01/2003	Ryoichi Hashida	3462.1004-000	3981

21005 7590 08/04/2005

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

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04 NO 2005 REF
(04 FE 2006 REF)

EXAMINER

CHAPPELL, CHERIE M

ART UNIT

PAPER NUMBER

1647

DATE MAILED: 08/04/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

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RECEIVED
AUG 08 2005
HAMILTON, BROOK,
SMITH & REYNOLDS, P.C

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ryoichi Hashida, Shinji Kagaya, Yuji Sugita and Hirohisa Saito

Application No.: 10/611,310

Group: 1647

Filed: July 1, 2003

Examiner: Cherie M. Chappell

Confirmation No.: 3981

For: METHODS OF TESTING FOR ALLERGIC DISEASES AND
THERAPEUTIC AGENTS FOR TREATING SAME (AS AMENDED)

CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on:	
2-3-06	Pamela Sarno
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PAMELA SARNO	
Typed or printed name of person signing certificate	

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AMENDMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Amendment is being filed in response to the Office Action mailed from the U.S. Patent and Trademark Office on August 4, 2005 in the above-identified application. Reconsideration and further examination are requested.

An extension of time to respond to the Office Action is respectfully requested. A Petition for Extension of Time and the appropriate fee are being filed concurrently with this Amendment.

Please amend the application as follows:

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Information Disclosure Statement

As requested by the Examiner, Applicants are submitting a clean copy of the IDS submitted on 6/17/2004 so that the Examiner can sign and indicate that references AM, AO and AQ have been fully considered.

COPY

CONCLUSION

In view of the above amendments and remarks, it is believed that all claims are in condition for allowance, and it is respectfully requested that the application be passed to issue. If the Examiner feels that a telephone conference would expedite prosecution of this case, the Examiner is invited to call the undersigned.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By

Kamilah Alexander

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Dated: February 3, 2006

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INFORMATION DISCLOSURE CITATION
IN AN APPLICATION

June 14, 2004

(Use several sheets if necessary)

ATTORNEY DOCKET NO.
3462.1004-000

APPLICATION NO.
10/611,310

FIRST NAMED INVENTOR
Ryoichi Hashida

FILING DATE
July 1, 2003

EXAMINER
Not Assigned

CONFIRMATION NO.
3981

GROUP
1645

U.S. PATENT DOCUMENTS

EXAM- INER INI- TIAL	REF. NO.	DOCUMENT NUMBER Number-Kind Code (if known)	ISSUE DATE / PUBLICATION DATE MM-DD-YYYY	NAME OF PATENTEE OR APPLICANT OF CITED DOCUMENT
	AA	US 2002/0049151 A1	04/25/2002	Murphy, <i>et al.</i>
	AB	US 6312949 B1	11/06/2001	Sakurada, <i>et al.</i>
	AC			
	AD			
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Patent/TM/App/Serial # 10 611,310

Program Area Tech Center 1647

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Adjustment date: 03/15/2006 SFELEKE1
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